

766 CASTLETON AVENUE
STATEN ISLAND, NEW YORK 10310-9003
TEL: 718-442-1700 FAX: 718-442-1717

MEMO ENDORSED

Because of the uncertainty as to whether we will need a second deposition of the plaintiff, and because we are reluctant to incur the expense of two depositions of plaintiff's doctor, which would be necessary if we took his deposition and he then performed further surgery, we respectfully submit that we cannot complete discovery until plaintiff and his doctor make a clear determination as to whether

THE LAW FIRM OF
CONNORS & CONNORS
PC

Honorable Denise L. Cote
Re: Jadotte v. Ryder
07 CIV. 5669 (DLC)
January 25, 2008
Page 2

plaintiff will need surgery on his left shoulder. Once that has been determined and we have been informed of it, we will be able to arrange the independent medical examination of the plaintiff and the deposition of plaintiff's doctor and complete discovery in this case.

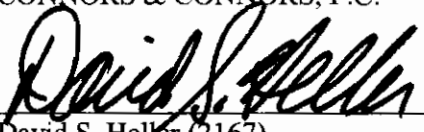
Because discovery is not complete through no fault of the parties, and because discovery cannot be completed until the medical picture is clarified, we respectfully request that the discovery period in this case be appropriately extended. I have discussed this with the plaintiff's attorney and he joins in the request for an appropriate extension of discovery.

Thank you for your consideration of this request.

Respectfully submitted,

CONNORS & CONNORS, P.C.

By:


David S. Heller (2167)
dheller@connorslaw.com

DSH/mr

cc: Magistrate Judge Ronald L. Ellis

cc: Philip J. Sporn & Associates
52 Lincoln Road
Brooklyn, NY 11225

*With consent of the parties,
expert discovery may be
extended. The plaintiff
shall provide a status
letter as to further
surgery by February
14, 2008.*

*Denise Cote
February 4, 2008*